

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

H. GLENN GUNTER,

Plaintiff,

v.

EMPIRE PIPELINE CORPORATION,

Defendants.

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CASE NO. 4:09 CV 124

AGREED MOTION TO DISMISS WITH PREJUDICE

TO THE HON. RICHARD A. SCHELL, UNITED STATES DISTRICT JUDGE:

_____Plaintiff, H. Glenn Gunter, hereby files this agreed motion to dismiss with prejudice, and states the following.

1. The parties hereto have compromised and settled all existing or potential claims and disputes between themselves in this matter and otherwise, and desire that this case be dismissed with prejudice. The parties move that costs be taxed against the party or parties incurring the same.

WHEREFORE, Plaintiff H. Glenn Gunter prays that this case be dismissed with prejudice, that all costs be taxed against the party or parties incurring the same, and that Plaintiff be granted general relief.

Respectfully submitted,

Law Offices of
LIPPE & ASSOCIATES

By: /s/ Emil Lippe, Jr.
Emil Lippe, Jr.
State Bar No.: 12398300

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that he has conferred with counsel for Defendant, concerning the above and foregoing motion, and counsel is unopposed.

Signed this 22nd day of June, 2009.

/s/ Emil Lippe, Jr.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 22nd day of June, 2009, I electronically submitted the foregoing document with the Clerk of the Court for the U.S. District Court, Eastern District of Texas, using the electronic case filing system of the Court, which will then send a notification of such filing to the following:

Robert L. Harris
Shannon, Gracey, Ratliff & Miller, LLP
500 N. Akard, Suite 2500
Dallas, Texas 75201

/s/ Emil Lippe, Jr.

Emil Lippe, Jr.